IN THE HIGH COURTOF UTTARANCHAL AT NAINITAL

W.P. No. 673 of 2004 (S/S)

Harish Chandra (Hem Chandra Joshi),
S/o Shri Jeeva Nand Joshi,
R/o Kachahari Compound, Tallital,
Nainital. …….. Petitioner

Versus

District Magistrate,
Nainital & others …….. Respondents

Mr. Mangal Singh Chauhan, learned counsel for the petitioner.
Mr. Nand Prasad, learned Standing Counsel for the State.

Hon'ble P.C. Verma, A.C.J.

This writ petition has been filed by the petitioner for directing the respondent No. 3 not to interfere in the compliance of the District Magistrate's order in respect of the restoration of the electric supply of the petitioner's residence.

Heard learned counsel for the parties.

Petitioner was initially appointed in Class IV post in the Lake Development Authority, Nainital in the year 1997 and subsequently the service of the petitioner has been attached in the Collectorate's Office, Nainital. The petitioner is residing with his family in the Kachahari Quarter since December, 2003. All the quarters of the Class IV employees have been facilitated with new electric metre accept the petitioner's quarter. In this regard, petitioner made a representation to the District Magistrate, Nainital on 28.5.2004 and requested that the electric supply of the petitioner's quarter had been disconnected on the pretext of new electric metre on 21.5.2-004. Thereafter, the District Magistrate, Nainital directed the Nazir to arrange the electric supply of the petitioner's residence immediately.

The grievance of the petitioner is that Nazir was trying to restore the electricity connection of the petitioner's residence, but he was restrained by the President of the Collectorate's Class IV Karmchari Mahasangh Union, Nainital. Therefore, his electricity connection could not be restored.

District Magistrate, Nainital has ordered to restore the electricity connection of the petitioner. For the compliance of this order of the District Magistrate, the petitioner may approach the approved authority again.

In view of this, the writ petition is devoid of merit and is, hereby, dismissed. No order as to costs.

(P.C. Verma, A.C.J.)

Dt. 24.06.2004
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